

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DAVID LARRY PEKKALA,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

CASE NO. C10-5207BHS

ORDER ON PETITIONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

This matter comes before the Court on the Report and Recommendation of the Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 4), recommending that Petitioner's application to proceed in forma pauperis be denied. The Court having considered the Report and Recommendation and the remaining record, does hereby find and order as follows:

On April 30, 2010, after the Report and Recommendation had been issued, Petitioner paid the \$5.00 filing fee; therefore, the Report and Recommendation is moot. Petitioner's application to proceed in forma pauperis is DENIED, and his habeas corpus action shall proceed.

DATED this 2nd day of June, 2010.



BENJAMIN H. SETTLE
United States District Judge

ORDER